

Prior to the meeting at 5.20pm the Chairman will make presentations to Shirley Manaton (Customer First Officer) and Gordon Cleaver (Economic Development Manager) who have both completed 25 years service with the District Council

MID DEVON DISTRICT COUNCIL

A MEETING of the **MID DEVON DISTRICT COUNCIL** will be held in the Council Chamber, Town Hall, Tiverton on Wednesday, 25 February 2015 at 6.00 pm

ALL MEMBERS of the **COUNCIL** are summoned to attend for the purposes of transacting the business specified in the Agenda which is set out below:

[The next meeting is scheduled to be held in Tiverton on Wednesday, 29 April 2015 at 6.00 pm]



KEVIN FINAN
Chief Executive

17 February 2015

Members are reminded of the need to make declarations of interest prior to any discussion which may take place

Councillor Paul Booth, Minister for Culmstock, Culm Valley, Halberton, Sampford Peverill, Tiverton and Upham will lead the Council in prayer.

AGENDA

- 1 **Apologies**
To receive apologies for absence.
- 2 **Minutes** (*Pages 7 - 26*)
To approve as a correct record the Minutes of the Meeting of Council on 17 December 2014 and the Extraordinary Meeting on 21 January 2015.

The Council is reminded that only those Members present at the previous meeting should vote and, in doing so, should be influenced only by seeking to ensure that the minutes are an accurate record.
- 3 **Chairman's Announcements**
To receive any announcements which the Chairman of the Council may wish to make.
- 4 **Public Question Time**
To receive any questions relating to items on the agenda from members of the public and replies thereto.

Note: A maximum of 30 minutes is allowed for this item.

5

Petitions

To receive any petitions from members of the public.

6

Notices of Motion

(1) Motion 495 (Councillor D F Pugsley – 4 September 2014)

The following motion was referred back by Council at its meeting on 17 December to the Standards Committee for further clarification with regard to who would request the subject of the debate.

This Council resolves to amend the Constitution by adding the following sentence at the end of Procedure Rule 16.1:

"If in any year the Leader fails to call a debate, it may be called by notice in writing to the Chief Executive signed by any 5 members of the Council."

In accordance with Procedure Rule 15.6(a) Councillor D F Pugsley has requested that the Motion be altered to read:

"that the Constitution be amended by adding the following sentence at the end of Procedure Rule 16.1:

If the Leader declines or fails to call a debate within nine months in any municipal year, it may be called by notice in writing to the Chief Executive signed by any 10 Members of the Council.

The Standards Committee reconsidered the motion at its meeting on 14 January 2015 and in accordance with Procedure Rule 15.6(a) Councillor D F Pugsley has requested that the Motion be further altered to read:

The following sentence be added at the end of Procedure Rule 16.1: - If the Leader declines or fails to call a debate within nine months in any municipal year, it may be called by notice in writing to the Chief Executive signed by any 10 Members of the Council and that the debate shall be held on the subject specified by those 10 Members.

(2) Motion 510 (Councillor T W Snow – 13 January 2015)

The Council had before it a **MOTION** submitted for the first time:

That the Council re-visits the numbers of Councillors that are needed with a view to reducing it from the present number.

In accordance with Procedure Rule 13.4 the Chairman of the Council has decided to allow this Motion (if Moved and Seconded) to be dealt with at this meeting.

(3) Motion 514 (Councillor Mrs J Roach – 19 January 2015)

The Council had before it a **MOTION** submitted for the first time:

That this Council considers and investigates the possibility of applying to the Secretary of State to transfer Charlton Lodge to Mid Devon District Council (Localism Act Sect 15) to enable Mid Devon District Council to provide a scheme similar to the Abundant Life Project being run at Dartington.

In accordance with Procedure Rule 13.4, this Motion (if moved and seconded) will be referred without discussion to the Decent and Affordable Homes Policy Development Group

(4) Motion 515 (Councillor Mrs N Woollatt – 20 January 2015)

The Council had before it a **MOTION** submitted for the first time:

That this Council:

1. Bans the sale or use of sky lanterns when issuing licences for open-air events
2. Bans the release of sky lanterns from MDDC property
3. Urges Devon County Council to consider a similar ban as at (2.) on its property

In accordance with Procedure Rule 13.4, this Motion (if moved and seconded) will be referred without discussion to the Managing the Environment Policy Development Group

(5) Motion 516 (Councillor Mrs J Roach – 22 January 2015)

The Council had before it a **MOTION** submitted for the first time:

That this Council resolves to investigate the possibility of acquiring Charlton Lodge, Orchard Lea and Bampton residential Homes in order to meet unmet housing needs in this district.

In accordance with Procedure Rule 13.4, this Motion (if moved and seconded) will be referred without discussion to the Decent and Affordable Homes Policy Development Group

(6) Motion 517 (Councillor Mrs N Woollatt – 12 February 2015)

The Council had before it a **MOTION** submitted for the first time:

That this Council calls upon the Government to ban the sale and use of sky lanterns throughout the UK.

In accordance with Procedure Rule 13.4 the Chairman of the Council has decided to allow this Motion (if Moved and Seconded) to be dealt with at this meeting.

- 7 **Committee Reports (a)** (*Pages 27 - 108*)
To receive and consider the reports, Minutes and recommendations of the Committee as follows:
- (1) Cabinet
 - 8 January 2014
 - 5 February 2015 (with an addendum)
- 8 **Council Tax Resolutions 2015/2016** (*Pages 109 - 118*)
To consider a report of the Head of Finance incorporating a draft resolution based on the call on the Council Tax Collection Account by the District, Town and Parish Councils, County Council, the Police Authority and the Fire Authority.
- 9 **Committee Reports (b)** (*Pages 119 - 180*)
- (2) Scrutiny Committee
 - 19 January 2015
 - 16 February 2015 (to follow)
 - (3) Audit Committee
 - 27 January 2015
 - (4) Managing the Environment Policy Development Group
 - 13 January 2015
 - (5) Decent and Affordable Homes Policy Development Group
 - 20 January 2015
 - (6) Community Well Being Policy Development Group
 - 27 January 2015
 - (7) Planning Committee
 - 7 January 2015
 - 4 February 2015
 - 11 February 2015
 - (8) Standards Committee
 - 14 January 2015
 - 5 February 2015
 - (9) Licensing Committee
 - 18 December 2014

(10) Regulatory Committee

- 18 December 2014

10 **Questions**

To deal with any questions raised pursuant to Procedure Rule 12 not already dealt with during the relevant Committee report.

11 **Questions to Cabinet Members**

Cabinet Members will answer questions from Members on their Portfolios.

12 **Members Business**

To receive any statements made and Notice of future questions by Members.

Note: the time allowed for this item is limited to 15 minutes.

Anyone wishing to film part or all of the proceedings may do so unless the press and public are excluded for that part of the meeting or there is good reason not to do so, as directed by the Chairman. Any filming must be done as unobtrusively as possible from a single fixed position without the use of any additional lighting; focusing only on those actively participating in the meeting and having regard also to the wishes of any member of the public present who may not wish to be filmed. As a matter of courtesy, anyone wishing to film proceedings is asked to advise the Chairman or the Member Services Officer in attendance so that all those present may be made aware that is happening.

Members of the public may also use other forms of social media to report on proceedings at this meeting.

Members of the public are welcome to attend the meeting and listen to discussion. Lift access to the Council Chamber on the first floor of the building is available from the main ground floor entrance. Toilet facilities, with wheelchair access, are also available. There is time set aside at the beginning of the meeting to allow the public to ask questions.

An induction loop operates to enhance sound for anyone wearing a hearing aid or using a transmitter. If you require any further information, or

If you would like a copy of the Agenda in another format (for example in large print) please contact Sally Gabriel on:

Tel: 01884 234229

Fax:

E-Mail: sgabriel@middevon.gov.uk

Public Wi-Fi is available in all meeting rooms.

